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Attorneys for Defendants  
CHILDREN'S APPAREL NETWORK, LTD.  
and MERVYN'S LLC

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

GYM-MARK, INC. and THE  
GYMBOREE CORPORATION,

Plaintiffs,

v.

CHILDREN'S APPAREL NETWORK,  
LTD. and MERVYN'S LLC,

Defendants.

**CASE NO. C 07 03523 EDL**

**NOTICE OF NEED FOR ADR PHONE  
CONFERENCE**

Counsel for Defendants Children's Apparel Network, Ltd. and Mervyn's LLC report that they have been unable to meet and confer regarding ADR with counsel for plaintiffs, and that counsel for the parties therefore:

  X   have not yet reached an agreement to an ADR process

       request an Early Settlement Conference with a Magistrate Judge

Date of Case Management Conference: October 9, 2007

**NOTICE OF NEED FOR ADR PHONE CONF.**  
**(Case No. C 07-03523 EDL)**

The following counsel will participate in the ADR phone conference on behalf of defendants:

<u>Name</u>	<u>Party Representing</u>	<u>Phone No.</u>	<u>E-Mail Address</u>
Bruce R. Ewing	Defendants	(212) 415-9200	ewing.bruce@dorsey.com
Martha C. Luemers	Defendants	(650) 857-1717	luemers.martha@dorsey.com

*Civil Local Rule 16-8 and ADR Local Rule 3-5 require that lead trial counsel participate in a telephone conference with a member of the ADR Legal Staff before the Case Management Conference. The ADR Unit ([adr@cand.uscourts.gov](mailto:adr@cand.uscourts.gov)) will notify you of the date and time of your phone conference.*

DATED: September 18, 2007

DORSEY & WHITNEY LLP

By /S/  
MARTHA C. LUEMERS, ESQ.  
Attorneys for Defendants  
CHILDREN'S APPAREL NETWORK LTD. and  
MERVYN'S LLC